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9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 ANDREW CARSON IRVINE,
15 Defendant.
16

Case No. 2:08-CR-340-GMN-LRL

**STIPULATION TO CONTINUE
REVOCATION HEARING**
(Third Request)

17 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou,
18 Acting United States Attorney, and Kenneth Nicholas Portz, Assistant United States Attorney,
19 counsel for the United States of America, and Rene L. Valladares, Federal Public Defender,
20 and Raquel Lazo, Assistant Federal Public Defender, counsel for Andrew Carson Irvine, that
21 the Revocation Hearing currently scheduled on November 17, 2021 at 10:00 am, be vacated
22 and continued to a date and time convenient to the Court, but no sooner than January 1, 2022.

23 This Stipulation is entered into for the following reasons:

24 1. On November 5, 2021, probation filed a sealed petition alleging new violations,
25 including two new law violations. ECF No. 156. Mr. Irvine is scheduled to make his initial
26 appearance on the petition tomorrow, November 16, 2021. Defense counsel was able to briefly

1 speak to government counsel and the probation officer regarding the new sealed petition. The
2 parties believe that the new petition will impact the way the original petition is resolved. The
3 parties currently contemplate a global resolution of both petitions.

4 2. Defense counsel has not had time to confer with Mr. Irvine regarding the new
5 petition and still needs to follow-up with him regarding outstanding questions he had pertaining
6 to the original petition. The requested additional time will permit defense counsel to meet and
7 fully confer with Mr. Irvine regarding both pending petitions, obtain discovery pertaining to the
8 new law violations alleged in the sealed petition, and allow the parties time to attempt to
9 globally resolve both petitions.

10 3. The defendant is currently in custody and agrees with the need for the
11 continuance.

12 4. The parties agree to the continuance.

13 This is the third request for a continuance of the revocation hearing.

14 DATED this 15th day of November, 2021.

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16 RENE L. VALLADARES
Federal Public Defender

CHRISTOPHER CHIOU
Acting United States Attorney

17
18 */s/ Raquel Lazo*
By _____

/s/ Kenneth Nicholas Portz
By _____

19 RAQUEL LAZO
20 Assistant Federal Public Defender

KENNETH NICHOLAS PORTZ
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 ANDREW CARSON IRVINE,

7 Defendant.
8

Case No. 2:08-CR-340-GMN-LRL

ORDER

9
10 IT IS THEREFORE ORDERED that the revocation hearing currently scheduled for
11 Wednesday, November 17, 2021 at 10:00 a.m., be vacated and continued to
12 January 19, 2022 at the hour of 11:00 a.m.

13 DATED this 16 day of November, 2021.

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16 UNITED STATES DISTRICT JUDGE
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